

IC 8-3-20

Chapter 20. Ordinance Regulating Train Speed

IC 8-3-20-1**Application**

Sec. 1. This chapter applies to all local ordinances that regulate the speed of railroad trains.

As added by P.L.63-1984, SEC.3.

IC 8-3-20-2**Effective date of ordinances**

Sec. 2. Notwithstanding any other law, a speed limit ordinance does not take effect until the expiration of thirty (30) days after a copy of the ordinance is received by the general manager or the division superintendent of each affected railroad company.

As added by P.L.63-1984, SEC.3.

IC 8-3-20-3**Petition for reasonableness of speed limit; determination; effective date of ordinance**

Sec. 3. Before the expiration of the thirty (30) day period specified in section 2 of this chapter, the railroad company may petition the utility regulatory commission for a determination of the reasonableness of the speed limit. In such a case, the commission must make a determination of the reasonableness of the ordinance. If the commission finds the ordinance is reasonable, the ordinance takes effect on a date set by the commission. If the commission takes no action on the petition, the ordinance takes effect one hundred and twenty (120) days after the commission receives the railroad's petition. The ordinance does not take effect if the commission finds the ordinance is not reasonable.

As added by P.L.63-1984, SEC.3. Amended by P.L.23-1988, SEC.81.